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**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:)	Case No.: 22-14422-NMC
)	
MUSCLEPHARM CORPORATION,)	Chapter 11
)	
)	
Debtor.)	Hearing Date: May 9, 2023
)	Hearing Time: 9:30 a.m. (PT)
)	

**DEBTOR’S REPLY (I) IN SUPPORT OF DEBTOR’S MOTION FOR ORDER,
PURSUANT TO 11 U.S.C. § 1121(d), EXTENDING DEBTOR’S EXCLUSIVE PERIODS
IN WHICH TO FILE A CHAPTER 11 PLAN AND SOLICIT VOTES THEREON (ECF
NO. 375) AND (II) IN RESPONSE TO THE LIMITED OBJECTION THERETO BY
WHITE WINSTON SELECT ASSET FUNDS, LLC (ECF NO. 414)**

MusclePharm Corporation, the debtor and debtor-in-possession in the above-referenced Chapter 11 case (the “**Debtor**”), by and through its counsel of record, Schwartz Law, PLLC (“**SL**”), hereby submits *Debtor’s Reply (I) In Support of Debtor’s Motion for Order, Pursuant to 11 U.S.C. § 1121(d), Extending Debtor’s Exclusive Periods in Which to File a Chapter 11 Plan and Solicit Votes Thereon (ECF No. 375) and (II) In Response to the Limited Objection Thereto by White Winston Select Asset Funds, LLC (ECF No. 414)* (the “**Reply**”). The Reply is based on the points and authorities set forth below, the pleadings and papers contained in this Court’s file, judicial notice of which is respectfully requested pursuant to Bankruptcy Rule 9017 and Evidence Rule 201, and any evidence or oral argument presented at the time of the hearing on the above-referenced

1 matters.

2 **REPLY**

3 At the May 2, 2023 hearing on the motion of ThermoLife International, LLC for stay relief
4 and Debtor's opposition thereto, (*see* ECF Nos. 350-355, 407-408, and 428-429), counsel for the
5 Official Committee of Unsecured Creditors, Debtor, and Empery Tax Efficient, L.P. advised the
6 Court that major parties in the case were nearing entry into a plan support agreement that would
7 serve as a basis for a sale of assets and prosecution of a chapter 11 plan of reorganization in this
8 case. To that end, the parties requested that the Court set a status hearing to discuss scheduling
9 matters related to the anticipated sale and chapter 11 plan confirmation process. The Court obliged
10 and set the matter for a status hearing on May 9, 2023, at 9:30 a.m. (PT), the same time Debtor's
11 motion to extend its exclusive plan filing and solicitation periods under 11 U.S.C. § 1121(d) (the
12 "**Exclusivity Motion**") will be heard. (*See* ECF Nos. 375 and 376).

13 White Winston Select Asset Funds, LLC filed a limited objection to Debtor's Exclusivity
14 Motion (the "**Limited Objection**"). (ECF No. 414). The Limited Objection was ultimately aimed
15 at the length of Debtor's requested extensions, and not whether an extension of any kind should be
16 granted at all. (*See* ECF No. 414, pg. 2 of 5, ¶ 4). While Debtor respectfully submits that it has
17 established cause under § 1121(d) and the Exclusivity Motion should be granted as submitted,
18 Debtor will agree to exclusive periods that align with the timeline for the filing and confirmation
19 of a plan set forth in the plan support agreement.

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CONCLUSION

WHEREFORE, Debtor respectfully requests that the Bankruptcy Court enter an order granting the Exclusivity Motion and extending the exclusive periods for filing and acceptance of a plan through and including 1) September 30, 2023 and December 31, 2023, respectively, as requested in the Exclusivity Motion, or 2) such dates set forth on the record at the May 9, 2023 hearing.

Dated: May 2, 2023.

SCHWARTZ LAW, PLLC

By: /s/ Samuel A. Schwartz
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CERTIFICATE OF SERVICE

I hereby certify that on the 2nd day of May, 2023, I caused service of a true and correct copy of the foregoing **DEBTOR'S REPLY (I) IN SUPPORT OF DEBTOR'S MOTION FOR ORDER, PURSUANT TO 11 U.S.C. § 1121(d), EXTENDING DEBTOR'S EXCLUSIVE PERIODS IN WHICH TO FILE A CHAPTER 11 PLAN AND SOLICIT VOTES THEREON (ECF NO. 375) AND (II) IN RESPONSE TO THE LIMITED OBJECTION THERETO BY WHITE WINSTON SELECT ASSET FUNDS, LLC (ECF NO. 414)** to be made electronically via the Court's CM/ECF system upon the following parties at the e-mail addresses listed below:

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2 INTRACOASTAL CAPITAL LLC; IONIC VENTURES, LLC; L1 CAPITAL GLOBAL
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/s/ Michael L. Sturm

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